



6.5.9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Anderson et al. CONF. NO.: 8805
SERIAL NO.: 10/698,970 GROUP NO.: 3731
FILING DATE: October 31, 2003 EXAMINER: Julian W. Woo
TITLE: Method and Apparatus for Treating Wrinkles in Skin Using Radiation

Terminal Disclaimer

IRINA ERENBURG, Ph.D.
ASSOCIATE DIRECTOR
CORPORATE SPONSORED RESEARCH AND LICENSING

I, _____, state that I am a representative authorized to sign on behalf of The General Hospital Corporation, identified below as the assignee of less than the entire right, title and interest in and to the above-identified patent application, U.S. Serial No. 10/698,970. The extent, by percentage, of The General Hospital Corporation's ownership is 25%. I have reviewed all the evidentiary documents accompanying or referred to in the instant Terminal Disclaimer and certify that, to the best of my knowledge and belief, title to the above-identified application is in the name of The General Hospital Corporation.

The General Hospital Corporation of 55 Fruit Street, Boston, MA 02114 is the assignee of less than the entire right, title and interest in and to U.S. Patent No. 6,659,999 by virtue of the Assignment recorded in the United States Patent and Trademark Office at Reel 017746, Frame 0929, on June 6, 2006, by inventor R. Rox Anderson in the above-identified patent application.

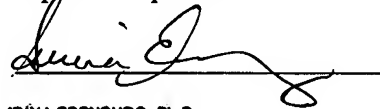
The General Hospital Corporation hereby waives and disclaims, except as provided below, the terminal part of any patent granted on the above-identified application which would extend beyond the full statutory term defined in 35 U.S.C. 154 and 173 of U.S. Patent No. 6,659,999. The General Hospital Corporation hereby agrees that any patent so granted on U.S. Serial No. 10/698,970 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,659,999, this agreement to run with any patent granted on U.S. Serial No. 10/698,970 and to be binding upon the grantee, its successors or assigns.

The General Hospital Corporation does not disclaim any terminal part of the term of any patent granted on U.S. Serial No. 10/698,970 prior to the expiration date of the full statutory term of U.S. Patent No. 6,659,999 in the event that said patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole, or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, if any, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made in the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The General Hospital Corporation

By:



Name:

IRINA ERENBURG, Ph.D.
ASSOCIATE DIRECTOR
CORPORATE SPONSORED RESEARCH AND LICENS

Title:

Date:

7-13-06